

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RAY LENAL MCCALL,

Defendant.

Case No. 3:04-cr-0070-RRB

**ORDER DENYING MOTION
FOR RE-SENTENCING**

Before the Court, at Docket 594, is Defendant with a Motion for Re-Sentencing regarding a crack cocaine offense. The Government opposed at Docket 596.

For the reasons set forth by the Government in its opposition, the Court hereby **DENIES** Defendant's motion. Defendant's sentence herein was entered pursuant to the parties' plea agreement and not the sentencing guidelines.

IT IS SO ORDERED.

ENTERED this 5th day of September, 2008.

S/RALPH R. BEISTLINE
UNITED STATES DISTRICT JUDGE